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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

HIGH COURT OF MYSORE

NOTICE

Bangalore, the 10th November 1971

S.O. 5173.—Notice of Withdrawal of Election Petition under section 109 of the Representation of the People Act;—

IN THE HIGH COURT OF MYSORE AT BANGALORE

ELECTION PETITION No. 5 OF 1971

BETWEEN:

M. N. Naghnoor, son of Nabi Sab, aged about 45, Advocate, 180, Lower Palace Orchard, Bangalore-3.—*Petitioner.*

AND

(1) A. K. Kotra Setty, M.P. Advocate, aged 35 years, Belgaum.

(2) D. A. Katte, aged about 50 years, Advocate, Chikkodi, Belgaum District.

(3) B. A. Kulkarni, father's name not known, aged about 35 years, Advocate, Belgaum.

(4) V. B. Galgalli, father's name not known, aged about 50 years, Land Lord, Bogar Base, Belgaum.

(5) Jakati Mallasaraja Bojappa, father's name not known, aged about 40 years, Ayurvedic College, Shahapur, Belgaum City.

(6) Shri Varma S. P. Sen, Chief Election Commissioner of India, Talkot r· Road, New Delhi.

(7) Shri M. Syed Mursheed Peer, Chief Electoral Officer, Mysore State, Vydhana Soudha, Bangalore-1.

(8) Returning Officer for the Mysore Belgaum Parliamentary Constituency, Belgaum.—*Respondents.*

To

(1) D. A. Katte (Respondent-2).

(2) B. A. Kulkarni (Respondent-3).

(3) V. B. Galgalli (Respondent-4).

(4) Jakati Mallasaraja Bojappa (Respondent-5).

AND TO WHOMSOEVER IT MAY CONCERN

(Belgaum Parliamentary Constituency, Belgaum)

Whereas the petitioner filed the Election Petition hereinabove under Section 81 of the Representation of People Act, 1951, *on 24th May*, 1971 praying that this Court be pleased to:—

(i) declare that the Election of respondent No. 1 to the House of People from the Belgaum Parliamentary Constituency is void;

(ii) declare that Respondent No. 1 is guilty of corrupt practices under Section 123 clauses 1, 3, 6 and 7 of the Representation of People Act, 1951;

(iii) order Respondents 6 to 8 to bring all the ballot papers that were used by the voters in the Belgaum Parliamentary Constituency into the custody of the Court;

(iv) order inspection and examination of the used ballot papers by such scientific experts to ascertain if they were chemically treated in the manner and for the purpose stated in the petition;

(v) pass all consequential and incidental orders that the Court may deem fit and proper under the circumstances of the case; and

(vi) award costs of the petition.

And whereas the petitioner filed on 10th November 1971 an application under Section 109(1) of the Representation of People Act, 1951, for leave of this Court to withdraw his said petition;

Notice is hereby given to you that the aforesaid application will be heard on *22nd November* 1971 at 11-00 A.M. by this Court.

Given under my hand and the seal of the Court this 10th day of November, 1971.

[No. E.P.PR.41/71.]

By Order of the Court

R. S. CHAKRABHAVI,
I Assistant Registrar.

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